

CITY OF WHITEHORSE
REGULAR Council Meeting #2017-05

DATE: Monday, March 13, 2017
TIME: 5:30 p.m.

Mayor Dan Curtis
Deputy Mayor Jocelyn Curteanu
Reserve Deputy Mayor Dan Boyd

A G E N D A

CALL TO ORDER 5:30 p.m.

AGENDA: Adoption

PROCLAMATIONS: International Day for the Elimination of Racial Discrimination (March 21)

MINUTES: Regular Council Meeting #2017-04 dated February 27, 2017

DELEGATIONS:

PUBLIC HEARING:

COMMITTEE
REPORTS:

Operations Committee – *Councillors Hartland and Woodcock*
Community Services Committee – *Councillors Fendrick and Hartland*
Public Health & Safety Committee – *Councillors Boyd and Curteanu*
Development Services Committee – *Councillors Curteanu and Irwin*
Environmental Grant Allocations

Corporate Services Committee – *Councillors Woodcock and Boyd*
Public Art Policy
Resolutions for the AYC Annual General Meeting
Authorize Council Travel
Reschedule June 5th Standing Committee Meeting

City Planning Committee – *Councillors Irwin and Fendrick*
Public Hearing Report – Zoning Amendment (9023 Quartz Road)
Public Hearing Report – Zoning Amendment (32 Lorne Road)
Public Hearing Report – Zoning Amendment (163 Collins Lane)

NEW & UNFINISHED
BUSINESS:

<u>BYLAWS:</u>	2017-06 Zoning Amendment (9023 Quartz Road)	2 nd & 3 rd Reading
	2017-07 Zoning Amendment (32 Lorne Road)	2 nd & 3 rd Reading
	2017-08 Zoning Amendment (163 Collins Lane)	2 nd & 3 rd Reading

ADJOURNMENT:



PROCLAMATION

INTERNATIONAL DAY FOR THE ELIMINATION OF RACIAL DISCRIMINATION

WHEREAS a society free from racism brings together people of all ethnic, racial and religious backgrounds to build communities where one's heritage is a source of pride and inspiration; and

WHEREAS a society where we all have the right to live in conditions of dignity, respect and peace can only be achieved when we acknowledge that everyone has a duty to work toward the elimination of racism and discrimination; and

WHEREAS expanding diversity and changing demographics increase the need to protect and promote human rights in our community; and

WHEREAS the protection and promotion of human rights can be achieved through coordination and shared responsibility, not only with all levels of government, civil organizations and other institutions, but also with all citizens; and

WHEREAS working to eliminate racism and other forms of discrimination is a challenging and ongoing endeavour; and

WHEREAS by taking action to combat racism and discrimination, municipalities are able to build respectful, inclusive and safe societies; and

WHEREAS the International Day for the Elimination of Racial Discrimination is an opportunity to renew our commitment to building a world of justice and equality where xenophobia and bigotry do not exist;

NOW THEREFORE, I, Mayor Dan Curtis, do hereby proclaim March 21, 2017 to be ***International Day for the Elimination of Racial Discrimination*** in the City of Whitehorse.

Dan Curtis
Mayor

MINUTES of **REGULAR** Meeting #2017-04 of the council of the City of Whitehorse called for 5:30 p.m. on Monday, February 27, 2017, in Council Chambers, City Hall.

PRESENT: Mayor Dan Curtis
Councillors Dan Boyd
Robert Fendrick
Samson Hartland
Betty Irwin
Roslyn Woodcock

ABSENT: Councillor Jocelyn Curteanu

ALSO PRESENT: City Manager Christine Smith
Director of Community Services Linda Rapp
Acting Director of Development Services Wayne Tuck
Director of Infrastructure and Operations Peter O'Blenes
Chief Financial Officer Valerie Braga
Manager of Legislative Services Jeff O'Farrell
Manager of Strategic Communications Jessica Apolloni

Mayor Curtis called the meeting to order at 5:30 p.m.

CALL TO ORDER

2017-04-01

It was duly moved and seconded
THAT the agenda be adopted as presented.

AGENDA

Carried Unanimously

2017-04-02

It was duly moved and seconded
THAT the minutes of the regular council meeting dated January 30,
2017 be adopted as presented.

MINUTES

January 30, 2017

Carried Unanimously

PUBLIC HEARINGS

Mayor Curtis called three times for anyone to appear to address Bylaw
2017-06, a bylaw to amend the zoning of a First Nations parcel at 9023
Quartz Road to allow for the development of long term commercial
leases.

BYLAW 2017-06

ZONING AMENDMENT

9023 Quartz Road

There was no one present to speak to the bylaw and no submissions
were received.

No Submissions

Mayor Curtis declared the public hearing for Bylaw 2017-06 closed and advised that no further submissions on the issue will be considered by council except the report provided by administration.

Public Hearing Closed

Mayor Curtis called three times for anyone to appear to address Bylaw 2017-07, a bylaw to amend the zoning of a parcel of vacant land at 32 Lorne Road in the MacRae Subdivision from Environmental Protection to Mixed Use Commercial-Industrial

BYLAW 2017-07
ZONING AMENDMENT
32 Lorne Road

Douglas Rody expressed support for the rezoning application but raised concerns regarding access to the American Laundry Road from the Alaska Highway. He outlined safety concerns and stated that in his opinion the highway access should be closed.

DOUGLAS RODY
In favour but with concerns

No written submissions were received.

No Submissions

Mayor Curtis declared the public hearing closed and advised that no further submissions on the issue will be considered by council except the report provided by administration.

Public Hearing Closed

Mayor Curtis called three times for anyone to appear to address Bylaw 2017-08, a bylaw to amend the zoning of a parcel of vacant land adjacent to 163 Collins Lane in the Whitehorse Copper Subdivision to allow for a lot expansion

BYLAW 2017-08
ZONING AMENDMENT
163 Collins Lane

There was no one present to speak to the bylaw. Two submissions were received, both opposed to the rezoning.

Submissions Received

Mayor Curtis declared the public hearing closed and advised that no further submissions on the issue will be considered by council except the report provided by administration.

Public Hearing Closed

COMMITTEE REPORTS

City Operations Committee

2017-04-03

It was duly moved and seconded THAT the contract for the supply of one motor grader complete with snow wing be awarded to Finning Canada in the amount of \$354,112.00.

CONTRACT AWARD
MOTOR GRADER

Carried Unanimously

2017-04-04

It was duly moved and seconded
THAT the bidding process for the purchase of transit buses be waived
in favour of Nova Bus, a division of Volvo Canada Inc.; and
THAT the contract for the supply of two 40' low-floor transit buses be
awarded to Nova Bus in the amount of \$1,041,684.00.

SOLE-SOURCE
AUTHORITY AND
CONTRACT AWARD
FOR TRANSIT BUSES

Carried Unanimously

Community Services Committee

2017-04-05

It was duly moved and seconded
THAT the 2017 to 2020 capital budget be amended by adding the
Canada Day 150 Project in the amount of \$235,100.00, funded by a
\$175,000.00 grant from the Department of Canadian Heritage and
local sponsorship.

BUDGET AMENDMENT
CANADA DAY 150

Carried Unanimously

Each year the City's Advisory Committees are asked to prepare an
action plan to guide their work. The Canadian Coalition of
Municipalities Against Racism and Discrimination Advisory
Committee has developed an action plan for 2017 that reflects the
committee's terms of reference, with the top three priorities being:

1. Monitoring the City's progress on the Truth and Reconciliation
Commission Calls to Action for municipalities;
2. Ensuring that other agencies, community groups and the
Government of Yukon are aware of the role of CCMARD in the
City; and
3. Contacting different cultural and religious groups to see if they
have any issues or concerns

CCMARD ADVISORY
COMMITTEE 2017
ACTION PLAN
For Information Only

Public Health and Safety Committee

The matter of safety on Second Avenue was raised. Drivers, cyclists
and pedestrians were all respectfully reminded of the importance of
traffic safety on this busy road.

2ND AVENUE SAFETY
For Information Only

Development Services Committee

There was no report from the Development Services Committee.

No Report

Corporate Services Committee

There was no report from the Corporate Services Committee.

No Report

City Planning Committee

There was no report from the City Planning Committee.

No Report

There being no further business, the meeting adjourned at 5:45 p.m.

ADJOURNMENT



Minutes of the meeting of the City Operations Committee

Date	Monday, March 6, 2017
Location	Council Chambers, City Hall
Committee Members Present	Councillor Roslyn Woodcock – Chair Deputy Mayor Jocelyn Curteanu Councillor Robert Fendrick Councillor Betty Irwin
Absent	Mayor Dan Curtis Councillor Dan Boyd Councillor Samson Hartland
Staff Present	Christine Smith, City Manager Linda Rapp, Director of Community and Recreation Services Mike Gau, Director of Development Services Peter O’Blenes, Director of Infrastructure and Operations Valerie Braga, Chief Financial Officer Jeff O’Farrell, Manager of Legislative Services Jessica Apolloni, Manager of Strategic Communications

Your Worship, there is no report from the City Operations Committee



Minutes of the meeting of the Community Services Committee

Date	Monday, March 6, 2017
Location	Council Chambers, City Hall
Committee Members Present	Councillor Robert Fendrick – Chair Deputy Mayor Jocelyn Curteanu Councillor Betty Irwin Councillor Roslyn Woodcock
Absent	Mayor Dan Curtis Councillor Dan Boyd Councillor Samson Hartland
Staff Present	Christine Smith, City Manager Linda Rapp, Director of Community and Recreation Services Mike Gau, Director of Development Services Peter O’Blenes, Director of Infrastructure and Operations Valerie Braga, Chief Financial Officer Jeff O’Farrell, Manager of Legislative Services Jessica Apolloni, Manager of Strategic Communications

Your Worship, there is no report from the Community Services Committee



Minutes of the meeting of the Public Health and Safety Committee

Date	Monday, March 6, 2017
Location	Council Chambers, City Hall
Committee Members Present	Councillor Robert Fendrick – Chair Deputy Mayor Jocelyn Curteanu Councillor Betty Irwin Councillor Roslyn Woodcock
Absent	Mayor Dan Curtis Councillor Dan Boyd Councillor Samson Hartland
Staff Present	Christine Smith, City Manager Linda Rapp, Director of Community and Recreation Services Mike Gau, Director of Development Services Peter O’Blenes, Director of Infrastructure and Operations Valerie Braga, Chief Financial Officer Jeff O’Farrell, Manager of Legislative Services Jessica Apolloni, Manager of Strategic Communications

Your Worship, there is no report from the Public Health and Safety Committee



Minutes of the meeting of the Development Services Committee

Date	Monday, March 6, 2017
Location	Council Chambers, City Hall
Committee Members Present	Councillor Betty Irwin – Chair Deputy Mayor Jocelyn Curteanu Councillor Robert Fendrick Councillor Roslyn Woodcock
Absent	Mayor Dan Curtis Councillor Dan Boyd Councillor Samson Hartland
Staff Present	Christine Smith, City Manager Linda Rapp, Director of Community and Recreation Services Mike Gau, Director of Development Services Peter O’Blenes, Director of Infrastructure and Operations Valerie Braga, Chief Financial Officer Jeff O’Farrell, Manager of Legislative Services Jessica Apolloni, Manager of Strategic Communications

Your Worship, the Development Services Committee respectfully submits the following report:

1. Environmental Grant Allocations

The City annually allocates funds for grants to assist non-profits, community groups, and commercial organizations with environmental projects that advance the Whitehorse Strategic Sustainability Plan. The Environmental Grant Policy governs the allocation of these grants. Unused funds not allocated at this intake will be available for use throughout the year.

An internal committee reviewed the applications received at the February intake and determined that five applications met the policy requirements. Partial funding is recommended for the Yukon Conservation Society application as the primary focus is the Porcupine caribou herd. However, the project addresses general caribou management and biology that is applicable to the Whitehorse area and contributes to the environmental education of Whitehorse residents.

Recommendation of the Development Services Committee

THAT the allocation of Environmental Grants in the amount of \$7,415.00 be approved as recommended by the review committee.



Minutes of the meeting of the Corporate Services Committee

Date	Monday, March 6, 2017
Location	Council Chambers, City Hall
Committee Members Present	Councillor Roslyn Woodcock – Chair Deputy Mayor Jocelyn Curteanu Councillor Robert Fendrick Councillor Betty Irwin
Absent	Mayor Dan Curtis Councillor Dan Boyd Councillor Samson Hartland
Staff Present	Christine Smith, City Manager Linda Rapp, Director of Community and Recreation Services Mike Gau, Director of Development Services Peter O’Blenes, Director of Infrastructure and Operations Valerie Braga, Chief Financial Officer Jeff O’Farrell, Manager of Legislative Services Jessica Apolloni, Manager of Strategic Communications

Your Worship, the Corporate Services Committee respectfully submits the following report:

1. Public Art Policy

In September 2016 administration was directed to undertake a review of the Arts Policy prior to issuing a tender for the new Operations Building. Six specific objectives were identified for this review. Administration met with representatives of the arts community to collect their input. Each of the policy review objectives was carefully investigated, and the proposed policy fully incorporates the input received from the arts community representatives and from Council members.

Administration provided details regarding the composition of the proposed Ad Hoc Working Group and the extent of stakeholder engagement during the review of the policy. Administration also clarified that the policy provides flexibility for allocating the 1% public art funding for building construction to locations across the community.

Recommendation of the Corporate Services Committee

THAT the Public Art Policy dated March 2017 be adopted as presented.

2. Resolutions for Submission to the AYC Annual Meeting

Each year the Association of Yukon Communities invites communities to submit resolutions for consideration at the annual meeting. These are typically resolutions that require the support of the membership of the Association.

This year the City of Whitehorse is submitting two resolutions encouraging the Yukon Government to take action to support communities with the issues of sustainable funding and the development of territory-wide waste management programs.

Recommendation of the Corporate Services Committee

THAT the following two resolutions be forwarded to the Association of Yukon Communities for consideration by the membership at the 2017 Annual General Meeting:

(1) Municipal Funding

WHEREAS the Yukon Government has pledged to work in partnership with communities, including municipal governments, to build sustainable and diverse economies and support local solutions to local problems; and

WHEREAS the Yukon Government has also pledged to enable local interests and make investments to realize economic and community development; and

WHEREAS the regular five-year review of the Comprehensive Municipal Grant is approaching;

BE IT RESOLVED that the Association of Yukon Communities encourage the Yukon Government to work with municipalities to provide all municipalities with an increased and predictable level of funding through a new five-year funding plan; and

BE IT FURTHER RESOLVED that the Association of Yukon Communities encourage the Yukon Government to develop a longer-term plan to support investments in community infrastructure.

(2) Territory-Wide Waste Management Programs

WHEREAS the Association of Yukon Communities has petitioned the Yukon Government to review Beverage Container Regulations and Designated Materials Regulations with the intent to expand the range of materials designated under the regulations; and

WHEREAS it is recognized that a territory-wide solution is required to address issues of waste management, recycling and other diversion programs that reduce waste and illegal dumping;

BE IT RESOLVED that the Association of Yukon Communities strongly encourage the Yukon Government to continue to collaborate with municipal governments, businesses and stakeholders to expeditiously develop comprehensive waste management programs.

3. Authorize Council Travel

Council's Expense Policy requires prior approval by council resolution for all requests for funding or reimbursement of expenses incurred in conjunction with travel by members of council outside the City of Whitehorse. Two councillors have indicated that they will be travelling to Mayo to attend the March meeting of the Board of Directors of the Association of Yukon Communities.

Recommendation of the Corporate Services Committee

THAT travel expenses from the council-representative allocation and per diem expenses from the councillor-initiated allocation be authorized for Councillors Boyd and Irwin to attend the Association of Yukon Communities March Board Meeting in Mayo.

4. Reschedule June 5th Meeting

The 2017 Annual General Meeting of the Federation of Canadian Municipalities will be held in Ottawa during the first weekend in June. As many members of council will be attending, there will not be a quorum available for the June 5 Standing Committee meeting. When it is known in advance that a quorum will be unavailable, a meeting is either rescheduled or cancelled. Rather than cancel the meeting, it would be beneficial to use the fifth Monday in May and reschedule the meeting to May 29th.

Recommendation of the Corporate Services Committee

THAT the Standing Committee meeting scheduled for June 5, 2017 be rescheduled to Monday, May 29, 2017.



Minutes of the meeting of the City Planning Committee

Date	Monday, March 6, 2017
Location	Council Chambers, City Hall
Committee Members Present	Councillor Betty Irwin – Chair Deputy Mayor Jocelyn Curteanu Councillor Robert Fendrick Councillor Roslyn Woodcock
Absent	Mayor Dan Curtis Councillor Dan Boyd Councillor Samson Hartland
Staff Present	Christine Smith, City Manager Linda Rapp, Director of Community and Recreation Services Mike Gau, Director of Development Services Peter O’Blenes, Director of Infrastructure and Operations Valerie Braga, Chief Financial Officer Jeff O’Farrell, Manager of Legislative Services Jessica Apolloni, Manager of Strategic Communications Patrick Ross, Manager of Planning Services

Your Worship, the City Planning Committee respectfully submits the following report:

1. Public Hearing Report – Zoning Amendment (9023 Quartz Road)

Bylaw 2017-06 proposes changing the zoning of a parcel of First Nations land on Quartz Road to allow the establishment of several long term commercial leases on the site. The property is listed in the Kwanlin Dün Self Government Agreement and is currently zoned Mixed Use Commercial-Industrial. The requested zoning is Commercial Service. No one appeared to address the application at the public hearing and no written submissions were received. No issues were raised.

Recommendation of the City Planning Committee

THAT Bylaw 2017-06, a bylaw to amend the zoning of a First Nations parcel at 9023 Quartz Road to allow for the development of long term commercial leases, be brought forward for second and third reading under the bylaw process.

2. Public Hearing Report – Zoning Amendment (32 Lorne Road)

Annie Lake Trucking has applied to amend the zoning of a parcel of land on Lorne Road in the MacRae Subdivision to allow for Mixed Use Industrial-Commercial development. Under the YESAB process the proposed use has been determined to have no significant adverse environmental effects. The proposed zoning is consistent with the land use designation under the Official Community Plan.

At the public hearing one person spoke in favour of the application but raised concerns regarding safety issues with respect to the existing access to the Alaska Highway adjacent to this property. No written submissions were received and no other issues were raised.

The Yukon Government is responsible for the Alaska Highway and is currently working on a plan that will see this highway access road abandoned in favour of a frontage road access at Fraser Road.

Recommendation of the City Planning Committee

THAT Bylaw 2017-07, a bylaw to amend the zoning at 32 Lorne Road in MacRae to allow for Mixed Use Commercial/Industrial development, be brought forward for second and third reading under the bylaw process.

3. Public Hearing Report – Zoning Amendment (163 Collins Lane)

The owner of the property at 163 Collins Lane in the Whitehorse Copper Subdivision has applied to amend the zoning of a parcel of adjacent land to allow for a lot expansion for the existing trucking and construction business. There are no known trails or recreation values within the expansion parcel, and development for industrial activity is not expected to have any impact on the surrounding area. The application is consistent with the land use designation under the Official Community Plan.

At the public hearing two written submissions raised a number of concerns including impacts on the existing trail system, the historic Copper Belt Spur Line, the wildlife, ecosystem, and hydrological values within the subject area. It has been determined that the proposed lot expansion is unlikely to have any adverse effects on the area.

Mr. Ian Robertson spoke to information contained within the public hearing report. He specifically addressed the report's references to noise impacts and the location of nearby ski trails. Mr. Robertson also asserted that that mapping provided is incorrect as it shows a spur line which has long been abandoned and has now grown in.

Recommendation of the City Planning Committee

THAT Bylaw 2017-08, a bylaw to amend the zoning of a parcel of vacant land in the Whitehorse Copper Subdivision to allow for the expansion of the lot at 163 Collins Lane, be brought forward for second and third reading under the bylaw process.

There being no further business, the meeting adjourned at 6:10 p.m.

CITY OF WHITEHORSE
BYLAW 2017-06

A bylaw to amend Zoning Bylaw 2012-20

WHEREAS section 289 of the *Municipal Act* provides that a zoning bylaw may prohibit, regulate and control the use and development of land and buildings in a municipality; and

WHEREAS section 294 of the *Municipal Act* provides for amendment of the Zoning Bylaw; and

WHEREAS it is deemed desirable that the City of Whitehorse Zoning Bylaw be amended to allow for commercial development on a First Nations Type 2 parcel in the Marwell area;

NOW THEREFORE the council of the municipality of the City of Whitehorse, in open meeting assembled, hereby ENACTS AS FOLLOWS:

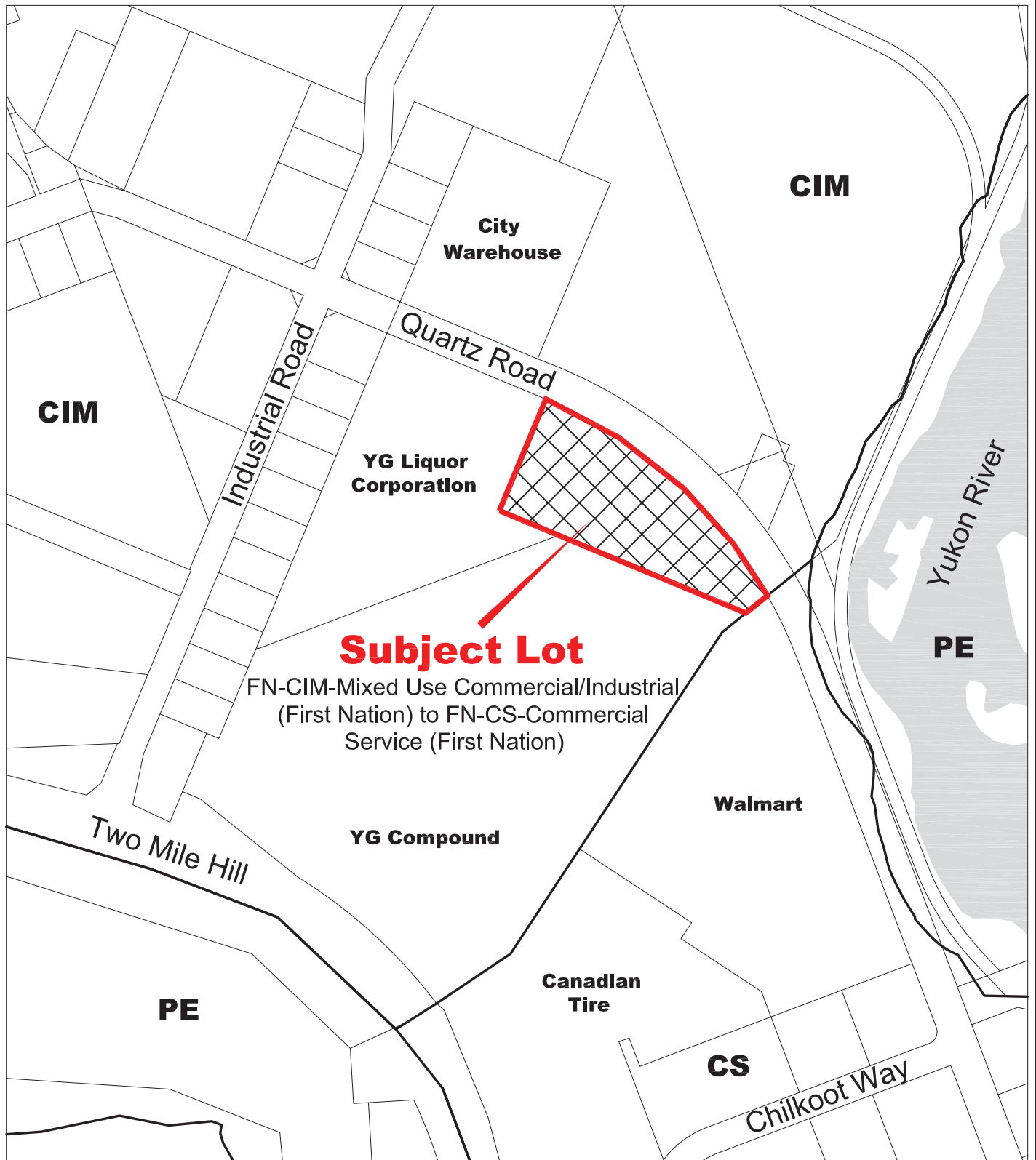
1. The zoning maps attached to and forming part of Zoning Bylaw 2012-20 are hereby amended by changing the zoning of Lot 11, Block 334, Plan 2008-026 LTO, located at 9023 Quartz Road in the Marwell area, from FN-CIM-Mixed Use Commercial/Industrial (First Nation) to CS-FN-Commercial Service (First Nation), as indicated on the sketch attached hereto as Appendix "A" and forming part of this bylaw.

2. This bylaw shall come into force and effect upon the final passing thereof.

FIRST READING: January 30, 2017
PUBLIC NOTICE: February 3 and 10, 2017
PUBLIC HEARING: February 27, 2017
SECOND READING:
THIRD READING and ADOPTION:


Mayor

City Clerk



Bylaw 2017-06
A bylaw to amend the zoning of 9023 Quartz Road (Lot 11, Block 334, Plan 2008-026) from FN-CIM-Mixed Use Commercial/Industrial (First Nation) to FN-CS-Commercial Service (First Nation).

LEGEND

 SUBJECT AREA

CITY OF WHITEHORSE
BYLAW 2017-07

A bylaw to amend Zoning Bylaw 2012-20

WHEREAS section 289 of the *Municipal Act* provides that a zoning bylaw may prohibit, regulate and control the use and development of land and buildings in a municipality; and

WHEREAS section 294 of the *Municipal Act* provides for amendment of the Zoning Bylaw; and

WHEREAS it is deemed desirable that the City of Whitehorse Zoning Bylaw be amended by changing the zoning of a parcel of vacant land in the MacRae area;

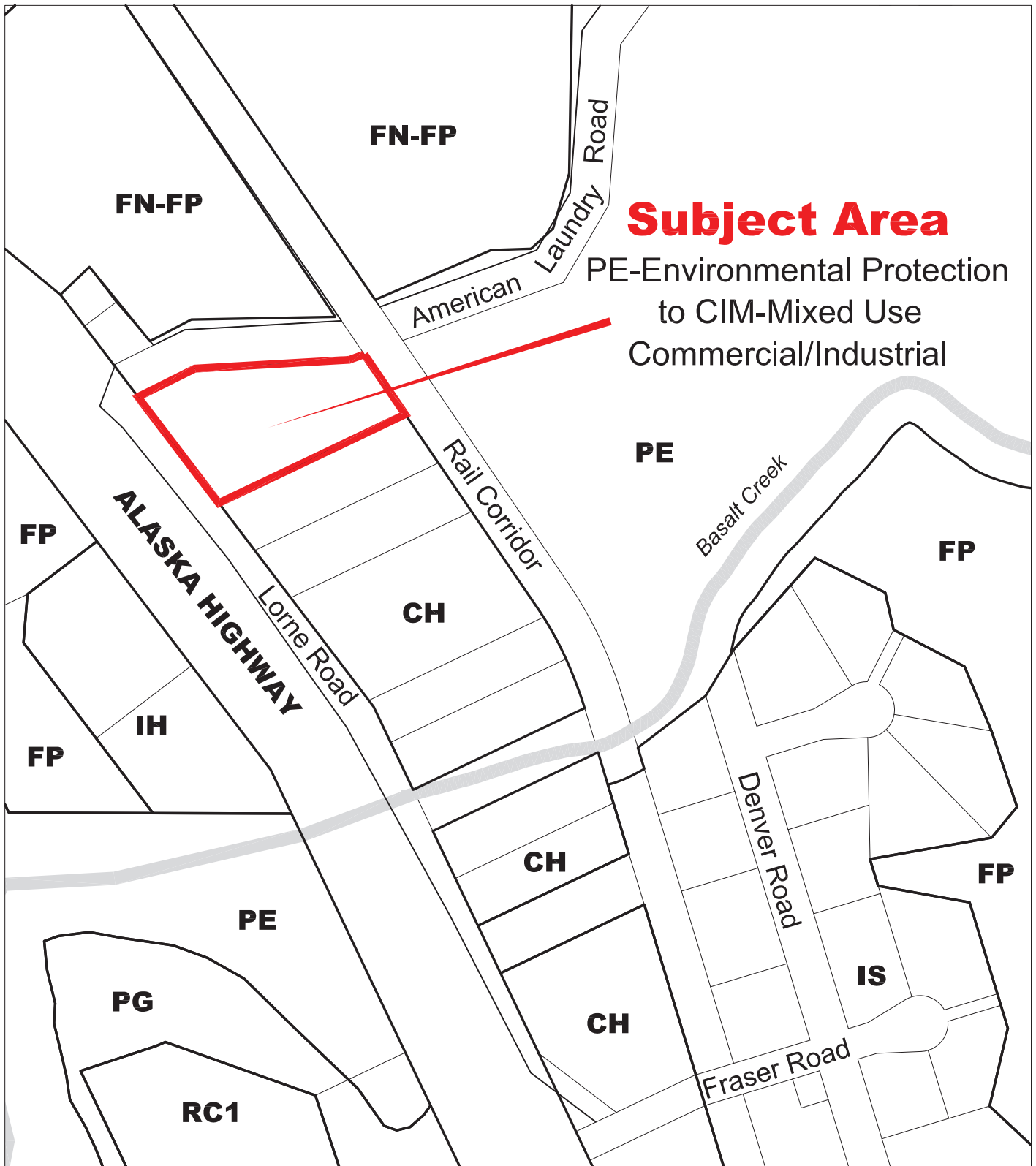
NOW THEREFORE the council of the municipality of the City of Whitehorse, in open meeting assembled, hereby ENACTS AS FOLLOWS:

1. The zoning maps attached to and forming part of Zoning Bylaw 2012-20 are hereby amended by changing the zoning of a 1.32 hectare parcel of vacant Commissioner's Land, located adjacent to Lot 1130, Plan 2010-0031 LTO, municipally described as 32 Lorne Road, MacRae, from PE– Environmental Protection to CIM–Mixed Use Commercial/Industrial, as indicated on the sketch attached hereto as Appendix "A" and forming part of this bylaw.
2. This bylaw shall come into force and effect upon the final passing thereof.

FIRST READING: January 30, 2017
PUBLIC NOTICE: February 3 and 10, 2017
PUBLIC HEARING: February 27, 2017
SECOND READING:
THIRD READING and ADOPTION:

Mayor

City Clerk




Subject Area

PE-Environmental Protection
to CIM-Mixed Use
Commercial/Industrial

Bylaw 2017-07

A bylaw to amend the zoning of a 1.32 ha parcel of vacant Commissioner's land from PE-Environmental Protection to CIM-Mixed Use Commercial/Industrial.

LEGEND

 SUBJECT AREA

CITY OF WHITEHORSE
BYLAW 2017-08

A bylaw to amend Zoning Bylaw 2012-20

WHEREAS section 289 of the *Municipal Act* provides that a zoning bylaw may prohibit, regulate and control the use and development of land and buildings in a municipality; and

WHEREAS section 294 of the *Municipal Act* provides for amendment of the Zoning Bylaw; and

WHEREAS it is deemed desirable that the City of Whitehorse Zoning Bylaw be amended to allow for the expansion of a lot in the Whitehorse Copper Subdivision;

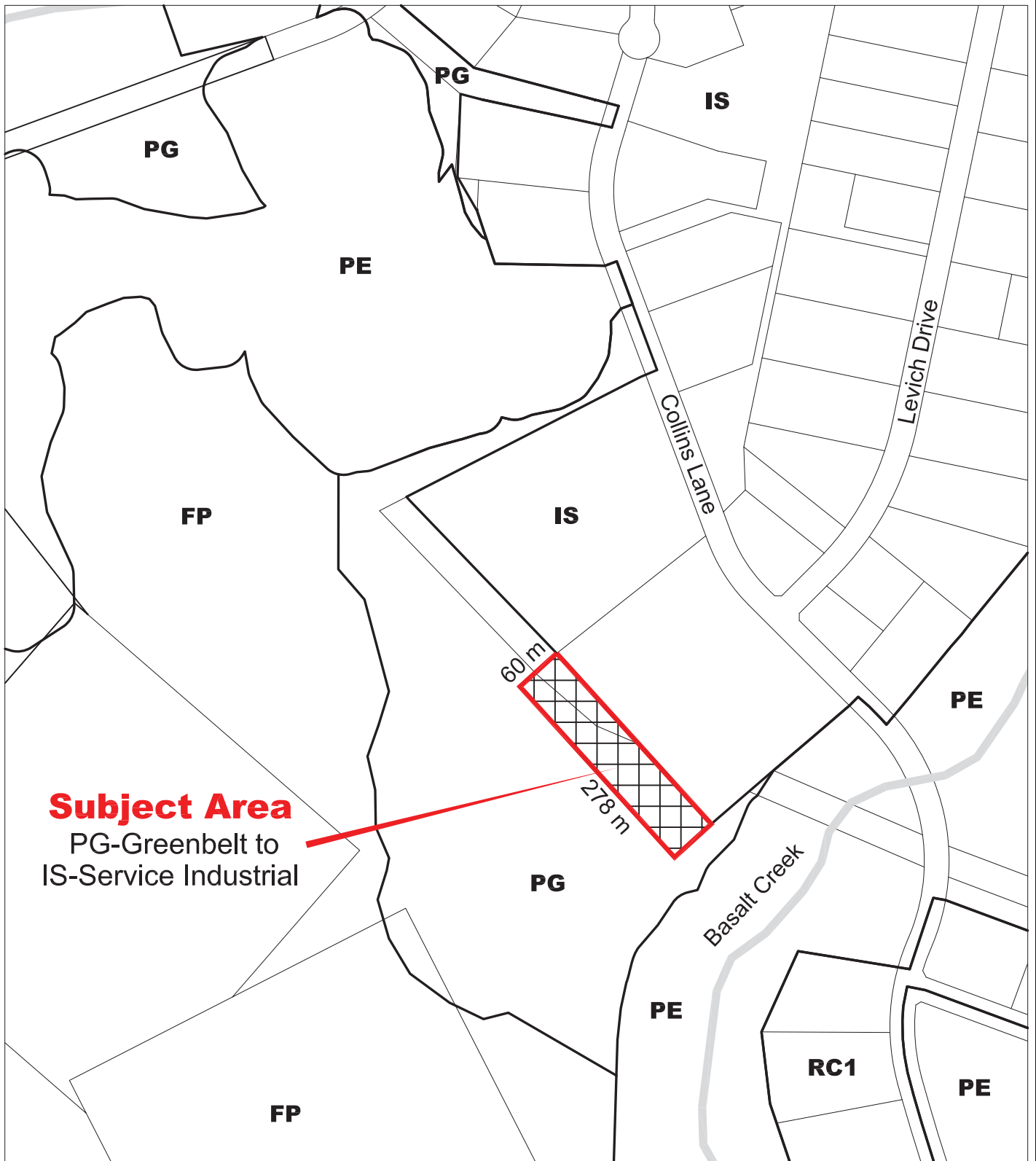
NOW THEREFORE the council of the municipality of the City of Whitehorse, in open meeting assembled, hereby ENACTS AS FOLLOWS:

1. The zoning maps attached to and forming part of Zoning Bylaw 2012-20 are hereby amended by changing the zoning of a 1.71 ha parcel of vacant Commissioner's land, located adjacent to 163 Collins Lane in the Whitehorse Copper Subdivision, from PG-Greenbelt to IS-Service Industrial, as indicated on the sketch attached hereto as Appendix "A" and forming part of this bylaw.
2. This bylaw shall come into force and effect upon the final passing thereof.

FIRST READING: January 30, 2017
PUBLIC NOTICE: February 3 and 10, 2017
PUBLIC HEARING: February 27, 2017
SECOND READING:
THIRD READING and ADOPTION:


Mayor

City Clerk



Bylaw 2017-08
A bylaw to amend the zoning of a 1.7 ha parcel of vacant
Commissioner's land from PG-Greenbelt to IS-Service Industrial.

LEGEND

 SUBJECT AREA